

AMENDED IN ASSEMBLY APRIL 25, 2007

AMENDED IN ASSEMBLY APRIL 10, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

## ASSEMBLY BILL

**No. 1559**

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**Introduced by Assembly Member Berryhill**

**(Coauthors: Assembly Members Adams, Anderson, Benoit, DeVore, Gaines, Houston, Maze, Nakanishi, Silva, Smyth, Strickland, Tran, and Villines)**

February 23, 2007

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An act to add Article 3.5 (commencing with Section 78255) to Chapter 2 of Part 48 of Division 7 of Title 3 of the Education Code, relating to public postsecondary education.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1559, as amended, Berryhill. Public postsecondary education: ~~community college~~ *associate degree* nursing-education programs.

(1) Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law establishes community college districts throughout the state, under the administration of community college district governing boards, and authorizes these districts to provide instruction at the community college campuses they operate.

This bill would require a community college district governing board to adopt and implement a merit-based admissions policy for ~~a nursing education~~ *an associate degree nursing* program if, for any academic term, there are more applicants seeking enrollment in that *associate degree* nursing program than may reasonably be accommodated.

Because the bill would impose new duties on community college districts, it would constitute a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Article 3.5 (commencing with Section 78255) is  
2 added to Chapter 2 of Part 48 of Division 7 of Title 3 of the  
3 Education Code, to read:

4  
5 Article 3.5. ~~Nursing Education~~ Associate Degree Nursing  
6 Programs  
7

8 78255. Notwithstanding any other provision of law, if, for any  
9 academic term, at any community college offering ~~a nursing~~  
10 ~~education~~ an associate degree nursing program, there are more  
11 applicants seeking enrollment in that program than may reasonably  
12 be accommodated, the governing board of that community college  
13 district shall adopt and implement a merit-based admissions policy  
14 for the determination of which applicants may be admitted to that  
15 program.

16 SEC. 2. If the Commission on State Mandates determines that  
17 this act contains costs mandated by the state, reimbursement to  
18 local agencies and school districts for those costs shall be made  
19 pursuant to Part 7 (commencing with Section 17500) of Division  
20 4 of Title 2 of the Government Code.